

HONORABLE RICHARD A. JONES

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

BRANDON T. GATES,

Plaintiff,

v.

JOSE BRIONES, *et al.*,

Defendants.

No. C20-536-RAJ

ORDER

This matter comes before the Court on Plaintiff's *ex parte* motion for an extension of time to file a response to the Report & Recommendation ("R&R"). Dkt. # 59. The Honorable Michelle L. Peterson issued the R&R on October 27, 2020. Dkt. # 58. The R&R ordered the parties to file any objections to the R&R no later than twenty-one (21) days after the filing of the R&R. *Id.* at 15. On October 29, 2020, Plaintiff Brandon T. Gates ("Plaintiff"), proceeding *pro se* while incarcerated, moved the Court for an extension of 40 days to respond to the R&R. Dkt. # 59 at 1. Plaintiff points to his limited access to the law library based on closures due to employee furloughs, as well as COVID-19-related restrictions. *Id.* at 1-3.

A court may, for good cause, extend the time by which an act must be done if a

1 request is made before the original time expires. Fed. R. Civ. P. 6(b). According to
2 Local Rule 7(j), “[a] motion for relief from a deadline should, whenever possible, be filed
3 sufficiently in advance of the deadline to allow the court to rule on the motion prior to the
4 deadline,” unless the motion is based on a “true, unforeseen emergency.” Local Rules
5 W.D. Wash. LCR 7(j). Here, Plaintiff provides good cause for an extension of time to
6 file his response based on his limited ability to access legal resources. He also filed his
7 request promptly, with sufficient time in advance of the deadline to allow the Court to
8 rule on the motion. The Court therefore **GRANTS** Plaintiff’s motion for an extension of
9 time to 40 days from the date of this Order to file any objections to the Report and
10 Recommendation. Dkt. # 59.

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12 DATED this 3rd day of November, 2020.

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16 The Honorable Richard A. Jones
17 United States District Judge
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